IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

WP(C).No. 24406 of 2007(E)

PETITIONER:

MIDHUN P.M. (MINOR), REPRESENTED BY HIS
FATHER P.K.MANI, PUTHUVALVAIPEL, VELLOOR,
MEVALLOOR P.O., KOTTAYAM.

BY ADV. SRI.V.V.NANDAGOPAL NAMBIAR
SMT.PREEJA. P.VIJAYAN

RESPONDENTS:

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1. THE DIRECTOR,
DEPARTMENT OF TECHNICAL EDUCATION,
THIRUVANANTHAPURAM.

2. THE PRINCIPAL,
GOVT.NODAL POLYTECHNIC, NATTAKAM P.O., KOTTAYAM.

3. THE PRINCIPAL,
GOVT.NODAL POLYTECHNIC, MUTTOM, IDUKKI DISTRICT.

BY GOVT. PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.24406 OF 2007

Dated this the 17th day of August, 2007

JUDGMENT

By Ext.P2, candidates who have secured D^+ grade or above for all subjects in SSLC with eligibility for higher studies are entitled to apply for Polytechinc. Going by clause 9, selection of candidate is based on grading in SSLC and the grade/mark is to be converted to point if the candidate has obtained 30 or more marks, but less than 40. Going by Ext.P1, the petitioner has obtained 45 marks for the subject Mathematics. The marks awarded for a subject is totalled and stated in the SSLC certificate. Similarly, the marks required as per Ext.P2 is on the basis of subject and not based on different papers in the subject. Under such circumstances, the petitioner cannot be taken out of the zone of consideration for admission to Polytechnic on the ground that he had obtained only 14 marks in paper II of Mathematics for the SSLC examination.

In the result, this writ petition is allowed declaring that the petitioner is entitled to be considered for admission to the Polytechnic on the basis of the marks obtained by him as certified in Ext.P1. The competent among the respondents is directed to consider the case of the petitioner for such admission subject to his other entitlement in terms of the rank list and other identifying criteria. It is clarified that the declaration in this judgment is only regarding his entitlement to be considered as one who has secured D^+ grade for the purpose of such admission.

Issue copy today itself.

Sd/-

THOTTATHIL B.RADHAKRISHNAN,
Judge

kkb.